

AF 1761

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IN THE UNITED STATES PATENT AND  
TRADEMARK OFFICE

Ser. No.: 09/735193 Date: 4/28/03  
Filed: 12/11/00  
Applicant: Abdulloviski  
Title: RETAIL SNACK FOOD PACKAGE WITH DIP IN THE BAG  
Group Art Unit: 1761  
Examiner: S Weinstein

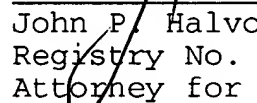
Hon. Commissioner of  
Patents and Trademarks  
Arlington, VA. 22202

RESPONSE TO NOTICE OF NON COMPLIANCE

Dear Examiner Weinstein: :

In response to the notice of 3/26/03; see enclosed a Revised Brief on Appeal (in triplicate) and a copy of the aforementioned notice.

Respectfully submitted,

  
\_\_\_\_\_  
John P. Halvonik  
Registry No. 32,796  
Attorney for applicant

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(301) 990-9393

CERTIFICATE OF MAILING

I certify that this RESPONSE TO NOTICE OF NON COMPLIANCE is being sent by first class mail addressed to: Commissioner of Patents, PO Box 1450; Alexandria VA. 22313-1450, on this ~~28~~<sup>28</sup> day of April 2003.

  
\_\_\_\_\_  
John P. Halvonik



**Notification of Non-Compliance with  
37 CFR 1.192(c)**

Application No. <b>09/135193</b>	Applicant(s) <b>ABDULLOVSKA</b>
Examiner <b>S. WEINSTEIN</b>	Art Unit <b>1761</b>

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- The MAILING DATE of this communication appears on the cover sheet with the correspondence address -

The Appeal Brief filed on 6/4/02 is defective for failure to comply with one or more provisions of 37 CFR 1.192(c). See MPEP § 1206.

To avoid dismissal of the appeal, applicant must file IN TRIPLICATE a complete new brief in compliance with 37 CFR 1.192(c) within the longest of any of the following three TIME PERIODS: (1) ONE MONTH or THIRTY DAYS from the mailing date of this Notification, whichever is longer; (2) TWO MONTHS from the date of the notice of appeal; or (3) within the period for reply to the action from which this appeal was taken. EXTENSIONS OF THESE TIME PERIODS MAY BE GRANTED UNDER 37 CFR 1.136.

- 1. ☐ The brief does not contain the items required under 37 CFR 1.192(c), or the items are not under the proper heading or in the proper order.
- 2. ☐ The brief does not contain a statement of the status of all claims, pending or cancelled, or does not identify the appealed claims (37 CFR 1.192(c)(3)).
- 3. ☐ At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 1.192(c)(4)).
- 4. ☒ The brief does not contain a concise explanation of the claimed invention, referring to the specification by page and line number and to the drawing, if any, by reference characters (37 CFR 1.192(c)(5)).
- 5. ☐ The brief does not contain a concise statement of the issues presented for review (37 CFR 1.192(c)(6)).
- 6. ☐ A single ground of rejection has been applied to two or more claims in this application, and:
  - (a) ☐ the brief omits the statement required by 37 CFR 1.192(c)(7) that one or more claims do not stand or fall together, yet presents arguments in support thereof in the argument section of the brief.
  - (b) ☐ the brief includes the statement required by 37 CFR 1.192(c)(7) that one or more claims do not stand or fall together, yet does not present arguments in support thereof in the argument section of the brief.
- 7. ☐ The brief does not present an argument under a separate heading for each issue on appeal (37 CFR 1.192(c)(8)).
- 8. ☐ The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 1.192(c)(9)).
- 9. ☐ Other (including any explanation in support of the above items):

Note, too, under "Status of Claims", the claim should be listed as 3, not "7", and the Final Rejection has a mailing date of 11/5/01 (not 12/4/01).

*Steve Weinstein*  
**STEVE WEINSTEIN**  
**PRIMARY EXAMINER 1761**  
**7/30/02**